

FIRST REGULAR SESSION

SENATE BILL NO. 561

95TH GENERAL ASSEMBLY

INTRODUCED BY SENATOR GREEN.

Read 1st time February 26, 2009, and ordered printed.

TERRY L. SPIELER, Secretary.

2253S.01I

AN ACT

To repeal section 136.055, RSMo, and to enact in lieu thereof one new section relating to license fee revenue.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 136.055, RSMo, is repealed and one new section
2 enacted in lieu thereof, to be known as section 136.055, to read as follows:

136.055. 1. Any person who is selected or appointed by the state director
2 of revenue **as provided in subsection 2 of this section** to act as an agent of
3 the department of revenue, whose duties shall be the sale of motor vehicle
4 licenses and the collection of motor vehicle sales and use taxes under the
5 provisions of section 144.440, RSMo, and who receives no salary from the
6 department of revenue, shall be authorized to collect from the party requiring
7 such services additional fees as compensation in full and for all services rendered
8 on the following basis:

9 (1) For each motor vehicle or trailer license sold, renewed or
10 transferred--two dollars and fifty cents beginning January 1, 1998; and four
11 dollars beginning July 1, 2000; and five dollars beginning August 28, 2002, for
12 those licenses biennially renewed pursuant to section 301.147, RSMo. Beginning
13 July 1, 2003, for each motor vehicle or trailer license sold, renewed or
14 transferred--three dollars and fifty cents and seven dollars for those licenses sold
15 or biennially renewed pursuant to section 301.147, RSMo;

16 (2) For each application or transfer of title--two dollars and fifty cents
17 beginning January 1, 1998;

18 (3) For each chauffeur's, operator's or driver's license--two dollars and fifty
19 cents beginning January 1, 1998; and four dollars beginning July 1, 2000; and
20 five dollars beginning July 1, 2003, for six-year licenses issued or renewed;

EXPLANATION--Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

21 (4) For each notice of lien processed--two dollars and fifty cents beginning
22 August 28, 2000;

23 (5) No notary fee or other fee or additional charge shall be paid or
24 collected except for electronic telephone transmission reception--two dollars.

25 **2. The director of revenue shall award fee office contracts under**
26 **this section through a competitive bidding process. The bidding**
27 **process shall give priority to school districts or coalitions of school**
28 **districts, charitable organizations, nonprofit organizations, and**
29 **political subdivisions. The director of the department of revenue may**
30 **promulgate rules and regulations necessary to carry out the provisions**
31 **of this subsection. Any rule or portion of a rule, as that term is defined**
32 **in section 536.010, RSMo, that is created under the authority delegated**
33 **in this subsection shall become effective only if it complies with and is**
34 **subject to all of the provisions of chapter 536, RSMo, and, if applicable,**
35 **section 536.028, RSMo. This section and chapter 536, RSMo, are**
36 **nonseverable and if any of the powers vested with the general assembly**
37 **pursuant to chapter 536, RSMo, to review, to delay the effective date,**
38 **or to disapprove and annul a rule are subsequently held**
39 **unconstitutional, then the grant of rulemaking authority and any rule**
40 **proposed or adopted after August 28, 2009, shall be invalid and void.**

41 **3. All fees collected by a tax-exempt organization may be**
42 **retained and used by the organization.**

43 **4. All fees charged shall not exceed those in this section. Beginning July**
44 **1, 2003, the fees imposed by this section shall be collected by all permanent**
45 **branch offices and all full-time or temporary offices maintained by the**
46 **department of revenue.**

47 **[3.] 5. Any person acting as agent of the department of revenue for the**
48 **sale and issuance of licenses and other documents related to motor vehicles shall**
49 **have an insurable interest in all license plates, licenses, tabs, forms and other**
50 **documents held on behalf of the department.**

51 **[4.] 6. The fee increases authorized by this section and approved by the**
52 **general assembly were requested by the fee agents. All fee agent offices shall**
53 **display a three foot by four foot sign with black letters of at least three inches in**
54 **height on a white background which states:**

55 **The increased fees approved by the Missouri Legislature and**
56 **charged by this fee office were requested by the fee agents.**